

## CONSISTENCY WITH THE TEXAS COASTAL MANAGEMENT PROGRAM

THE APPLICANT SHOULD SIGN THIS STATEMENT AND  
RETURN WITH APPLICATION PACKET TO:

COASTAL PERMIT SERVICE CENTER  
TAMU-CC  
6300 OCEAN DRIVE  
CORPUS CHRISTI, TX 78412  
FAX: (361) 825-3040

**FOR USACE USE ONLY:**

PERMIT #: \_\_\_\_\_

PROJECT MGR: \_\_\_\_\_

**APPLICANT'S NAME AND ADDRESS (PLEASE PRINT):**

Title  First  Last  Suffix

Mailing Address  Home

City  State  Zip Code  Work

Country  Email  Mobile

Fax

The Texas Coastal Management Program (CMP) coordinates state, local, and federal programs for the management of Texas coastal resources. Activities within the CMP boundary must comply with the enforceable policies of the Texas Coastal Management Program and be conducted in a manner consistent with those policies. The boundary definition is contained in the CMP rules (31 TAC §503.1).

- To determine whether your proposed activity lies within the CMP boundary, please contact the Permit Service Center at [permitting.assistance@glo.texas.gov](mailto:permitting.assistance@glo.texas.gov)

**PROJECT DESCRIPTION:**

Is the proposed activity at a waterfront site or within coastal, tidal, or navigable waters? ☒ Yes ☐ No

If Yes, name affected coastal, tidal, or navigable waters:

Is the proposed activity water dependent? ☐ Yes ☒ No (31 TAC §501.3(a)(14))

<http://tinyurl.com/CMPdefinitions>

Please briefly describe the project and all possible effects on coastal resources:

Project will permanently fill 0.07 acre of coastal wetland; temporarily disturb 0.14 acre of coastal wetland; temporarily disturb 0.04 acre of tidal drainage ditch; and relocate 1.23 acres of non-tidal drainage ditch. After construction, temporarily fills in the coastal wetland (0.14 acre) and tidal drainage ditches (0.04 acre) will be removed and the areas will be restored to as near to pre-construction contours and conditions as possible. The relocated ditch will be larger and primarily unlined compared to the existing concrete-lined ditch. The new ditch will more than replace the functions of the existing ditch.

Indicate area of impact:  ☒ acres or ☐ square feet

**ADDITIONAL PERMITS/ AUTHORIZATIONS REQUIRED:**

- ☐ Coastal Easement - Date application submitted: \_\_\_\_\_
- ☐ Coastal Lease - Date application submitted: \_\_\_\_\_
- ☐ Stormwater Permit- Date application submitted: \_\_\_\_\_
- ☐ Water Quality Certification - Date application submitted: \_\_\_\_\_
- ☐ Other state/federal/local permits/authorizations required: \_\_\_\_\_

The proposed activity must not adversely affect coastal natural resource areas (CNRAs).

**PLEASE CHECK ALL COASTAL NATURAL RESOURCE AREAS THAT MAY BE AFFECTED:**

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> Coastal Barriers            | <input type="checkbox"/> Critical Erosion Areas          | <input type="checkbox"/> Submerged Lands              |
| <input type="checkbox"/> Coastal Historic Areas      | <input type="checkbox"/> Gulf Beaches                    | <input type="checkbox"/> Submerged Aquatic Vegetation |
| <input type="checkbox"/> Coastal Preserves           | <input type="checkbox"/> Hard Substrate Reefs            | <input type="checkbox"/> Tidal Sand or Mud Flats      |
| <input type="checkbox"/> Coastal Shore Areas         | <input type="checkbox"/> Oyster Reefs                    | <input type="checkbox"/> Waters of Gulf of Mexico     |
| <input checked="" type="checkbox"/> Coastal Wetlands | <input checked="" type="checkbox"/> Special Hazard Areas | <input type="checkbox"/> Waters Under Tidal Influence |
| <input type="checkbox"/> Critical Dune Areas         |  |   |

*The applicant affirms that the proposed activity, its associated facilities, and their probable effects comply with the relevant enforceable policies of the CMP, and that the proposed activity will be conducted in a manner consistent with such policies.*

**PLEASE CHECK ALL APPLICABLE ENFORCEABLE POLICIES:**

<http://tinyurl.com/CMPpolicies>

<input type="checkbox"/>	§501.15 Policy for Major Actions
<input type="checkbox"/>	§501.16 Policies for Construction of Electric Generating and Transmission Facilities
<input type="checkbox"/>	§501.17 Policies for Construction, Operation, and Maintenance of Oil and Gas Exploration and Production Facilities
<input type="checkbox"/>	§501.18 Policies for Discharges of Wastewater and Disposal of Waste from Oil and Gas Exploration and Production Activities
<input type="checkbox"/>	§501.19 Policies for Construction and Operation of Solid Waste Treatment, Storage, and Disposal Facilities
<input type="checkbox"/>	§501.20 Policies for Prevention, Response and Remediation of Oil Spills
<input type="checkbox"/>	§501.21 Policies for Discharge of Municipal and Industrial Wastewater to Coastal Waters
<input type="checkbox"/>	§501.22 Policies for Nonpoint Source (NPS) Water Pollution
<input checked="" type="checkbox"/>	§501.23 Policies for Development in Critical Areas
<input type="checkbox"/>	§501.24 Policies for Construction of Waterfront Facilities and Other Structures on Submerged Lands
<input type="checkbox"/>	§501.25 Policies for Dredging and Dredged Material Disposal and Placement
<input type="checkbox"/>	§501.26 Policies for Construction in the Beach/Dune System
<input checked="" type="checkbox"/>	§501.27 Policies for Development in Coastal Hazard Areas
<input type="checkbox"/>	§501.28 Policies for Development Within Coastal Barrier Resource System Units and Otherwise Protected Areas on Coastal Barriers
<input type="checkbox"/>	§501.29 Policies for Development in State Parks, Wildlife Management Areas or Preserves
<input type="checkbox"/>	§501.30 Policies for Alteration of Coastal Historic Areas
<input checked="" type="checkbox"/>	§501.31 Policies for Transportation Projects
<input type="checkbox"/>	§501.32 Policies for Emission of Air Pollutants
<input type="checkbox"/>	§501.33 Policies for Appropriations of Water
<input type="checkbox"/>	§501.34 Policies for Levee and Flood Control Projects

Please explain how the proposed project is consistent with the applicable enforceable policies identified above. Please use additional sheets if necessary. *For example: If you are constructing a pier with a covered boathouse, then the applicable enforceable policy is: §501.24 Policies for Construction of Waterfront Facilities and Other Structures on Submerged Lands. The project is consistent because it will not interfere with navigation, natural coastal processes, and avoids/minimizes shading.*

**501.23 Development in Critical Areas:** The Project has minimized impacts to critical areas (one coastal wetland) by minimizing the size of the bridge pier footings, minimizing the fill surrounding the footings to that necessary to level the area and provide adequate drainage, and removing all temporary fills and restoring those areas to as near to pre-construction contours and conditions as practical. FDLLC also minimized temporary impacts to Wetland 7 by minimizing the size of a proposed access road and crane pad in the wetland. The unavoidable loss is less than 0.1 acre of low-quality wetland, and the Project would not result in significant degradation of critical areas.

**501.27 Development in Coastal Hazard Areas:** The Project includes work and fills within the 100-year floodplain. The Project will be constructed in compliance with applicable floodplain regulations. FDLLC and TxDOT have met with the City of Corpus Christi's floodplain manager and is preparing a CLOMR/LOMR for the Salt Flat Ditch area.

**501.31 Transportation Projects:** TxDOT and FDLLC have minimized impacts to water features, and the Project will result in an overall increase in coastal water resources. FDLLC will implement best management practices during and after construction.

BY SIGNING THIS STATEMENT, THE APPLICANT IS STATING THAT THE PROPOSED ACTIVITY COMPLIES WITH THE TEXAS COASTAL MANAGEMENT PROGRAM AND WILL BE CONDUCTED IN A MANNER CONSISTENT WITH SUCH PROGRAM

Signature of Applicant Agent

Date

Aug 31, 2017

*Any questions regarding the Texas Coastal Management Program should be referred to:*

Jesse Solis  
Texas General Land Office  
6300 Ocean Drive, Unit 5848  
Corpus Christi, Texas 78412  
Phone: (361) 825-3050  
Fax: (361) 825-3040  
Toll Free: 1-866-894-3578

Texas General Land Office  
Coastal Protection Division  
1700 North Congress Avenue, Room 330  
Austin, Texas 78701-1495  
Toll Free: 1-800-998-4GLO  
[federal.consistency@glo.texas.gov](mailto:federal.consistency@glo.texas.gov)